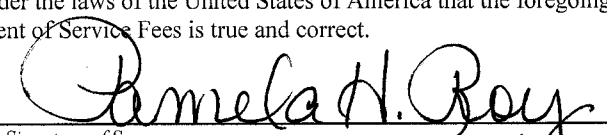


AO 440 (Rev. 8/01) Summons in a Civil Action

| RETURN OF SERVICE | | |
|--|--|----------------|
| Service of the Summons and complaint was made by me ⁽¹⁾ | DATE | 10/16/07 |
| NAME OF SERVER (PRINT) Pamela H. Roy | TITLE | Process Server |
| Check one box below to indicate appropriate method of service | | |
| <input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: 1416 Saugahatchee Road Auburn, AL 36830 | | |
| <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: | | |
| <input type="checkbox"/> Returned unexecuted: | | |
| <input type="checkbox"/> Other (specify): | | |
| STATEMENT OF SERVICE FEES | | |
| TRAVEL | SERVICES | TOTAL \$0.00 |
| DECLARATION OF SERVER | | |
| <p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> | | |
| Executed on <u>10/16/07</u> <div style="text-align: center; font-size: small;">Date</div> | <div style="text-align: center;">  Signature of Server 569 Brookwood Village Suite 901 Birmingham, AL 35209 <div style="text-align: center; font-size: small;">Address of Server</div> </div> | |
| <div style="border: 1px solid black; padding: 10px; width: fit-content; margin: 0 auto;"> <p style="margin: 0; font-weight: bold; font-size: 1.2em;">RETURNED AND FILED</p> <p style="margin: 5px 0; font-weight: bold; font-size: 1.2em;">OCT 17 2007</p> <p style="margin: 0; font-weight: bold; font-size: 0.8em;">CLERK U. S. DISTRICT COURT MIDDLE DIST. OF ALA.</p> </div> | | |

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Middle

District of

Alabama

Broadcast Music, Inc. et al

SUMMONS IN A CIVIL ACTION

V.

Fourth Quarter, Inc. d/b/a SkyBar Café, Patrick J.
Grider and Daniel Grider, individually.

CASE NUMBER: 3:07 cv 921

TO: (Name and address of Defendant)

Daniel Grider
1416 Saugahatchee Road
Auburn, Alabama
36830-3330

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Gilbert E. Johnston, Jr.
Johnston Barton Proctor & Rose LLP
Colonial Brookwood Center
569 Brookwood Village, Suite 901
Birmingham, AL 35209

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

Debra P. Hackett

CLERK

(By) DEPUTY CLERK

DATE

10/12/2007